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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/625,721

07/24/2003

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EXAMINER

DAILEY, THOMAS J

ART UNIT

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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/625,721	<b>Applicant(s)</b> CHEVANNE ET AL.	
	<b>Examiner</b> THOMAS J. DAILEY	<b>Art Unit</b> 2152	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 25 June 2008.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-29 and 31-34 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-29 and 31-34 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)          | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

**DETAILED ACTION**

1. Claims 1-29 and 31-34 are pending.

***Response to Arguments***

2. The specification objection and the 35 U.S.C. 112 first paragraph rejections directed at claims 1-29 and 31-34 have been withdrawn in view of the entered amendment.
3. Applicant's arguments with respect to the claims have been considered but are moot in view of the new ground(s) of rejection.

***Claim Rejections - 35 USC § 103***

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.
5. Claims 1-9, 13-23, and 27-29 are rejected under 35 U.S.C. 103(a) as being unpatentable over Larson et al (US Pub. No. 2003/0069848), hereafter "Larson," in view of Weiss (US Pub. No. 2003/0217110), hereafter Weiss.
6. As to claim 1, Larson discloses a data processing device comprising:

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processing means for receiving, from an equipment in a communications network, primary data defining events in at least one primary format ([0129], lines 4-8, problematic device (equipment) generates SNMP trap (primary data defining event in primary format) and NMS system receives it (means for receiving)) and delivering to a management device in said network secondary data defining alarms representing said events, in a secondary format ([0129], lines 9-16, NMS system delivers to application server (management device) XML file (secondary format) representing said events), wherein said processing means comprise an interpreter provided with a plurality of conversion rules, arranged in the form of scripts that are interpreted by the interpreter and are associated with at least one primary event formats ([0129], lines 9-16, NMS system runs scripts to convert SNMP traps to XML message), and arranged so as to convert, by means of said rules, primary data received in one of said primary formats into secondary data in said secondary format which can be processed by said management device ([0129], lines 9-16).

But, Larson does not disclose the plurality of conversion rules associated with a plurality of different event formats and each of the plurality of different primary even formats corresponds to a particular script. Rather, the conversion is one-to-one occurring from SNMP to XML.

However, Weiss discloses a plurality of conversion rules associated with a plurality of different event formats ([0094], different event formats being an Internet telephony connection attempt, receipt of an IM message, etc.) and each of the plurality of different primary even formats corresponds to a particular script ([0098], each event needs only one script and different events will have their own scripts).

Because both Larson and Weiss teach methods of converting events, it would have been obvious to one skilled in the art to substitute one method for the other to achieve the predictable result of being able to convert a plurality of event formats via a common used practice in the art; scripts that correspond to that particular event format as disclosed in Weiss.

7. As to claim 14 and 15, they are rejected by the same rationale set forth in claim 1's rejection.
8. As to claims 2 and 16, Larson and Weiss disclose the invention with regard to the parent claim, and further disclose wherein said interpreter is arranged to make said conversions into a secondary configuration file format by means of an interpreted language (Larson, [0129], lines 9-16, "PERL").

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9. As to claims 3 and 17, Larson and Weiss disclose the invention substantially with regard to the parent claims 2 and 16 above, and further disclose said secondary configuration file format is XML (Larson, [0129], lines 9-16).
10. As to claims 4 and 18, Larson and Weiss disclose the invention substantially with regard to the parent claims 2 and 16 above, and further disclose said interpreted language is selected from a group consisting of JavaScript, VisualBasic, TCL, Perl and Python (Larson, [0129], lines 9-16).
11. As to claims 5 and 19, Larson and Weiss disclose the invention with regard to the parent claim, and further disclose wherein, when there are primary data associated respectively with event identifiers, said interpreter is arranged to store at least some of said rules in correspondence with known event identifiers (Larson, [0129], lines 8-9, "Depending on the event").
12. As to claims 6 and 20, Larson and Weiss disclose the invention with regard to the parent claim, and further disclose wherein said interpreter is arranged to store at least one conversion rule defining a default script intended for the primary data associated with an unknown event identifier (Larson, [0129], lines 9-16, discloses scripts).

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13. As to claims 7 and 21, Larson and Weiss disclose the invention with regard to the parent claim, and further disclose wherein said interpreter is arranged to deduce alarm parameters from certain primary data received, so as to deliver a parameterized alarm to said management device (Larson, [0129], lines 9-16).

14. As to claims 8 and 22, Larson and Weiss disclose the invention with regard to the parent claim, and further disclose wherein said interpreter is arranged to deliver to said management device alarms parameterized by hard-coded values (Larson, [0129], lines 9-16).

15. As to claims 9 and 23, Larson and Weiss disclose the invention with regard to the parent claim, and further disclose wherein said interpreter is arranged to deliver to said management device alarms parameterized by values extracted from said primary data (Larson, [0129], lines 9-16).

16. As to claims 13 and 27, Larson and Weiss disclose the invention with regard to the parent claim, and further disclose wherein said primary data are received in primary formats of the SNMP type (Larson, [0129], lines 9-16).

17. As to claim 28, Larson and Weiss disclose the invention with regard to the parent claim, and further disclose use of the data processing method as claimed in claim 15 in network technologies which have to be managed (Larson, Abstract).

18. As to claim 29, Larson and Weiss disclose the invention with regard to the parent claim, and further disclose the communications network is one of: WDM network, a SONET network, an SDH network, an IP network, an ATM network, mobile and an NGN network (Larson, [0038]).

19. Claims 10-12, 24-26, and 31-34 are rejected under 35 U.S.C. 103(a) as being unpatentable over Larson and Weiss as applied to claims 7 and 21 above, and further in view of Stilwell et al (US Pat. 5,907,696), hereafter "Stilwell."

20. As to claims 10 and 24, Larson and Weiss discloses the invention substantially with regard to the parent claims 7 and 21, and further discloses when the alarm state of an item of equipment in the network is unknown, said interpreter is arranged to extract from said equipment chosen information able to allow said alarm state (Larson, [0129], lines 9-16).

But, Larson does not disclose simulating the sending of SNMP traps (primary data), so as to generate an alarm intended to indicate to the management device the alarm state of said equipment.



However, Stilwell discloses simulating the sending of SNMP traps (primary data), so as to generate an alarm intended to indicate to the management device the alarm state of said equipment (Abstract).

Therefore it would have been obvious to one of ordinary skill in the art at the time of the invention to combine the teachings of Larson and Weiss with Stilwell in order to ease the burden of the user by allowing them to test the interoperability of one computer device with other devices to confirm the one device functions as intended (Stilwell, column 2, lines 37-45).

21. As to claims 11 and 25, Larson, Weiss, and Stilwell disclose the invention substantially with regard to the parent claims 10 and 24, and further disclose wherein said interpreter is arranged to deliver to said management device alarms parameterized by values extracted from the equipment from which it has received the primary data (Larson, [0129], lines 9-16).

22. As to claims 12 and 26, Larson, Weiss, and Stilwell disclose the invention substantially with regard to the parent claims 10 and 24, and further disclose wherein said interpreter is arranged to extract said information or values from a management information base of the equipment concerned (Larson, [0129], lines 9-16).

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23. As to claims 31 and 33, Larson, Weiss, and Stilwell disclose the invention substantially with regard to the parent claims 10 and 24, and further disclose said chosen information resides in a management information base of said equipment concerned (Larson, [0129], lines 9-16).

24. As to claims 32 and 34, Larson, Weiss, and Stilwell disclose the invention substantially with regard to the parent claims 10 and 24, and further disclose the alarm state of said equipment is synchronized or resynchronized using said extracted chosen information (Larson, [0129], lines 9-16).

### ***Conclusion***

25. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

26. A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will

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the statutory period for reply expire later than SIX MONTHS from the date of this final action.

27. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thomas J. Dailey whose telephone number is 571-270-1246. The examiner can normally be reached on Monday thru Friday; 9:00am - 5:00pm.

28. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bunjob Jaroenchonwanit can be reached on 571-272-3913. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

29. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/T. J. D./

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Examiner, Art Unit 2152

/Bunjob Jaroenchonwanit/  
Supervisory Patent Examiner, Art Unit 2152